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5 Seattle, WA 98104-2323  
6 Telephone: (206) 587-0700  
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8 UNITED STATES BANKRUPTCY COURT FOR THE  
9 DISTRICT OF IDAHO

10 In re:

NO. 02-20218


11 FRANK L. CHAPIN and  
12 SYDNEY L. GUTIERREZ-CHAPIN,  
13 Debtors.

EX PARTE MOTION FOR RULE 2004  
PRODUCTION OF DOCUMENTS FROM  
DEBTORS

14 Creditor Frederick A. Leaf ("Leaf"), by and through his attorneys of record, Cairncross &  
15 Hempelmann, P.S. and John R. Rizzardi, respectfully requests that this Court, pursuant to Fed. R.  
16 Bankr. P. 2004, direct the production of the documents listed on the attached Exhibit A by the  
17 Debtors for purposes of investigating further the facts and information concerning property in  
18 which the Debtors have or may have an interest and other related matters and claims against the  
19 Debtors.

20 DATED this 19 day of June, 2003.

CAIRNCROSS & HEMPELMANN, P.S.

21   
22 John R. Rizzardi, Wash. State Bar No. 09388  
23 Admitted Pro Hac Vice  
Attorneys for Frederick A. Leaf

EX PARTE MOTION FOR RULE 2004  
PRODUCTION OF DOCUMENTS FROM  
DEBTORS - 1

Cairncross & Hempelmann, P.S.  
Law Offices  
524 Second Avenue, Suite 500  
Seattle, Washington 98104-2323  
Phone: 206-587-0700 • Fax: 206-587-2308

ORIGINAL

**EXHIBIT A**  
**REQUESTED DOCUMENTS**

1. The Debtors' filed Federal Income Tax returns (Form 1040 with all schedules) for the years 1993 - 2003, inclusive.
2. All documents, records, bank statements, account statements and related documentation pertaining to the receipt, retention, management and disbursement of those client funds deriving from the Estate of Paul A. Van Schravendyk.

# **PROPOSED ORDER**

1 John R. Rizzardi, WSBA No. 9388  
2 Admitted Pro Hac Vice  
3 Cairncross & Hempelmann, P.S.  
4 524 Second Avenue, Suite 500  
5 Seattle, WA 98104-2323  
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8 UNITED STATES BANKRUPTCY COURT FOR THE  
9 DISTRICT OF IDAHO

10 In re:

11 FRANK L. CHAPIN and  
12 SYDNEY L. GUTIERREZ-CHAPIN,  
13 Debtors.

NO. 02-20218

EX PARTE ORDER REQUIRING RULE 2004  
PRODUCTION OF DOCUMENTS

14 THIS MATTER having come before the Court on the motion (the "Motion") of Frederick  
15 A. Leaf, M.D. ("Leaf") for an order requiring the production of certain documents pursuant to  
16 Federal Rule of Bankruptcy Procedure 2004; the Court having considered the Motion in open  
17 court on June 9, 2002, and having considered the objection of Debtors' counsel; the Court  
18 finding that no further notice of the Motion is necessary under the circumstances; and the Court  
19 further finding that Leaf has demonstrated good cause for the relief requested in the Motion,  
20 pursuant to Rule 2004,

21 NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

- 22 1. The Motion is granted in its entirety.  
23

{00157213.DOC;1}

EX PARTE ORDER REQUIRING RULE 2004  
PRODUCTION OF DOCUMENTS - 1

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*Law Offices*  
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COPY

2. The Debtor shall, no later than June 27, 2003, produce to Leaf's attorney, John Rizzardi, true and correct copies of the documents listed on the attached Exhibit A by delivering same to John Rizzardi, c/o Cairncross & Hempelmann, P.S., 524 2<sup>nd</sup> Avenue, Suite 500, Seattle, Washington, 98104.

3. Service of a conformed copy of this Order upon counsel for the Debtors shall be sufficient to compel their production of the documents.

DATED this      day of \_\_\_\_\_, 2003.

Hon. Terry L. Myers  
United States Bankruptcy Judge

Presented by:

CAIRNCROSS &amp; HEMPELMANN, P.S.

John R. Rizzardi, Wash. State Bar No. 09388  
Admitted Pro Hac Vice  
Attorneys for Frederick A. Leaf

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EX PARTE ORDER REQUIRING RULE 2004  
PRODUCTION OF DOCUMENTS - 3

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